1944.

File No. O Retail Trade control & Licensing
Legal Department 44
A **BRANCH**

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Subject:—

opinions under the

Bombay Retail Trade control

and Licensing order 1942

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1-3

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C O N T E N T S.

Legal Department File No. O. Retail Trade Control & Licensing Order/44.

Sr.No.	R.I./O.No.	Subject.	Pages.
		Opinions under the Bibay Retail Trade Control and Licensing Order, 1942.	
1.	1939/14-3-44.	Clause 5. Question regarding the amendment of the order in order to give wider powers of cancellation.	1-2
2.	4416/23-6-44.	Cl. 6. Amendment of— Suspension and cancellation of license	3-4

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5 c.

917

K.S.R.
917

Office of the R.L.A.

It seems most reasonable to hold that the directions under clause 5 are only directions given under, or to further the working of, the Bombay Retail Trade Control & Licensing Order, 1942.' The fact that the only officer mentioned in that clause is the officer authorised to issue licences, indicates that.' I do not think that directions in clause 5 could include independent statutory orders. It seems advisable to amend the Order so as to give wider powers of cancellation.

Sd/- P.N.M. 14/3/45.

Remembrancer of Legal Affairs.

U.R. to F.D.(Supply), No.1939, dated the 14th March 1944.'

KAN/9-7.
4 c.

Office of the R.L.A.

The fact that Jivraj Fulchand was convicted and sentenced for non-declaration of rice stocks prior to the date of amendment of clause 6 of the Bombay Retail Trade Control and Licensing Order, 1942, will not prevent the Provincial Government from suspending or cancelling his licence in special circumstances under the amended clause 6. Government has power under this clause to suspend or cancel a license without assigning any reason.

Sd/- P.N.U. 21/6

Remembrancer of Legal Affairs.

U.R. to F.D. (Supply), No.4416, dated the 23rd June 1944.

KAH/9-7.
4 c.